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CERTIFICATE OF MAILING (37 CFR 1.8)

Date of Deposit with U.S. Postal Service: May 8, 2001

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Julie K. Lyons, Legal Assistant

Name of Person Mailing Paper

Signature

Julie K Lyons

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MAY 16 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

Art Unit : 1616
Examiner : Frank I Choi
Applicant(s) : Todd P. Foster, William M. Moseley, Satish K. Singh
Serial Number : 09/500246
Filed : 2/8/00
For : PHARMACEUTICAL IMPLANT CONTAINING IMMEDIATE
RELEASE AND SUSTAINED RELEASE COMPONENTS AND
METHOD OF ADMINISTRATION

#6
5/8/01

Commissioner of Patents and Trademarks

Washington, DC 20231

05/21/2001 TSUGGS 00000001 210718 09500246

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TRANSMITTAL OF A RESPONSE TO A NON-FINAL ACTION (37 CFR 1.111)

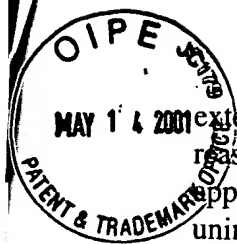
Sir:

Transmitted herewith is a reply and/or amendment in the above-captioned application in response to the Examiner's action dated 21 November 2000.

- [X] The reply and/or amendment is being filed under 37 CFR 1.8 and the required Certificate of Mailing appears above.
- [] An additional fee in the amount of \$ is required for the amended claims presented and has been calculated as shown in the attached sheet.

Please charge Deposit Account No. 21-0718 in the amount of the additional fee above, or such greater or lesser amount of excess fees for claims as the Commissioner determines is required by law. Triplicate copies of this sheet are enclosed.

EXTENSION OF TIME. In the event this paper is not filed prior to the time set for response, applicant(s) hereby petition for an extension of the period for filing the attached reply and/or amendment to the date of filing this paper, and hereby authorize the Commissioner to charge the



extension fee as may be required by 37 CFR 1.17, to Deposit Account No. 21-0718. If for any reason the extension requested above is insufficient to extend this period to the date of this paper, applicant(s) hereby petition for the revival of the above-captioned application as having been unintentionally abandoned and authorize the Commissioner to charge the required fees under 37 CFR 1.17 to Deposit Account No. 21-0718.

Respectfully submitted,

Andrew M. Solomon, Attorney
Registration No. 32,175

Date: 8 May 2001

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Enclosures:

Reply/Amendment

☐ Calculation of Additional Fees for Amended Claims